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WATER RIGHTS
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ATTORNEY GENERAL
NATURAL RESOURCE AGENCY

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IN THE EIGHTH JUDICIAL DISTRICT COURT OF DUCHESNE COUNTY

STATE OF UTAH

IN THE MATTER OF THE GENERAL,)	PROTEST AND OBJECTION OF
DETERMINATION OF ALL THE RIGHTS TO)	UINTAH BASIN IRRIGATION
THE USE OF WATER, BOTH SURFACE)	TO THE MOTION AND PROPOSED
AND UNDERGROUND, WITHIN THE)	ORDER OF THE UTAH STATE
DRAINAGE AREA OF THE UINTAH)	ENGINEER FOR DISTRIBUTING
BASIN IN UTAH.)	THE WATER OF THE DUCHESNE
)	RIVER IN 1994
)	
)	Civil No. 3070

COMES NOW, The Uintah Basin Irrigation Company, and objects to and protests the proposed Order submitted by the State Engineer in the above referenced matter. The basis of the protest is that, as referred to in the Motion of the State Engineer, there has been an agreement to allow the Uintah Basin Irrigation Company to regulate the flow of its water in the Starvation Reservoir. It has been indicated to the Uintah Basin Irrigation Company that the opportunity to use the reservoir for regulating water at the present time will not be available because the reservoir is full.

The Uintah Basin Irrigation Company is entitled to the full amount of its filing. It has only not objected to the distribution orders in the last two years because it was able to use the

Starvation Reservoir for regulation of the flows of its water thereby having available to it the water when it was needed. Lacking that use of the reservoir, the Uintah Basin Irrigation Company submits that it is entitled to the full amount of its filing under which it can put the water to a beneficial use. The Uintah Basin Irrigation Company respectfully requests the Court to reject the proposal for distribution filed with the Court and order that the proposal be resubmitted providing for the distribution to the Uintah Basin Irrigation Company of the full water right under its filing.

The Uintah Basin Irrigation Company respectfully requests a hearing on this matter.

DATED this 30th day of April, 1994.

McKEACHNIE & ALLRED
Attorneys for Uintah Basin
Irrigation Company

By: Gayle F. McKeachnie
Gayle F. McKeachnie

By: Clark B. Allred
Clark B. Allred

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MAILING CERTIFICATE

STATE OF UTAH)
) ss.
COUNTY OF UINTAH)

Vi Webb, being duly sworn, says:

That she is employed in the office of McKEACHNIE & ALLRED, attorneys for Uintah Basin Irrigation Company; that she served the attached PROTEST AND OBJECTION OF UINTAH BASIN IRRIGATION TO THE MOTION AND PROPOSED ORDER OF THE UTAH STATE ENGINEER FOR DISTRIBUTING THE WATER OF THE DUCHESNE RIVER IN 1994 upon counsel by placing a true and correct copy thereon in an envelope addressed to:

Robert S. Thompson, III
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Guy L. Taylor & Ben D.
Mitchell
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and deposited the same, sealed, with first class postage prepaid thereon, in the United States Mail at Vernal, Utah, on the 20th day of April, 1994.

Vi Webb
Vi Webb

Subscribed and sworn to before me this 20th day of April, 1994.

Virginia K. Gray
Notary Public
Residing at Vernal, Utah

My Commission expires:

1/25/98

